

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

ELIZABETH H. MCKINNY,
Appellant,

v.

DAVID R. ALLISON,
Appellee.

IN RE:

DAVID R. ALLISON,
Debtor.
Case No. 11-0472808-SWH

JUDGMENT

No. 5:13-CV-176-FL

Decision by Court.

This action came before the Honorable Louise W. Flanagan, United States District Judge, for consideration of appeal from an order of the United States Bankruptcy Court entered August 29, 2012.

IT IS ORDERED, ADJUDGED AND DECREED in accordance with the court's order entered October 29, 2013, that the bankruptcy court's decision denying appellant's motion for summary judgment is **AFFIRMED**. This matter is **REMANDED** to the bankruptcy court for further proceedings in accordance with the court's order.

This Judgment Filed and Entered on October 29, 2013, and Copies To:

Jason A. Miller (via CM/ECF Notice of Electronic Filing)
Jeffrey Michael Cook (via CM/ECF Notice of Electronic Filing)

October 29, 2013

JULIE A. RICHARDS, CLERK

/s/ Christa N. Baker
(By) Christa N. Baker, Deputy Clerk